



**Court Alcohol and Drug Program
Advisory Committee
(CADPAC)**

**February 16, 2007
Meeting Minutes**

I. WELCOME & ATTENDANCE This meeting was held at the Indiana Judicial Center.

A. Welcome – Judge Frances Gull welcomed everyone and introduced Kim Churchward, Allen County Program Director as an attending guest.

B. Attendance:

- 1. Members Present:** Hon. Frances C. Gull, Hon. Michael D. Rush,
Hon. Bob A. Witham, Hon. Robert Tornatta,
Hon. Rebekah Pierson-Treacy, Hon. Thomas C. Perrone,
Ms. Wanda Harper, Mr. Todd McCormack, Ms. June Kramer,
Mr. Bernie Burns
- 2. IJC Staff:** Ms. Lisa White, Ms. Lori Harmon, Ms. Donna Durr, Ms. Jen Weber,
Ms. Jane Seigel.

II. PREVIOUS MINUTES

Judge Rush/Ms. Kramer moved that the minutes of the previous meeting be approved as written.

The minutes were unanimously approved.

III. OLD BUSINESS – REPORTS

A. Certification Subcommittee –

- 1. Certification Update** - Ms. Harmon provided a report on the current certification status of the fifty-three programs. She stated there is a correction to the certification status report and Lake County is no longer pending. They have received a four-year certification. Knox and Floyd counties have received certification reviews, which have had no findings. This is the first time since IJC has conducted the reviews, this has occurred.
- 2. Placement Criteria** - Judge Gull also reported that the committee is discussing a possible need to develop and adopt standardized placement criteria for purposes of determining the appropriate referral for a client. She stated that this is an on-going

discussion and that the committee has not yet determined what action they will take on this issue.

3. **CSAMS Test Revision** - Ms. Harmon distributed information regarding the current pass/fail rate of the CSAMS examination. Judge Gull stated that since there had been rules revisions that effected some test questions, that the subcommittee felt that it would be an appropriate time to review the test and see if any other changes might be beneficial. She reported that a workgroup had been formed and that Mr. Burns had agreed to act as Chair.
4. **Rules Revision** - Judge Gull reviewed the protocol for rules revision. She stated that program comments would be heard on February 28, at the annual administrative meeting. Public comment was scheduled for March 9, from 10:00a.m. To 12:00 p.m. in the Supreme Courtroom. She stated that committee would then review the comments at the March 16 meeting and make any revisions that might be needed based on the comments. The proposed rules would then be voted on by CADPAC at the May 18 meeting.

B. Policy Subcommittee:

1. **Rules Revision** - Judge Perrone reported that the committee had met earlier in the day and discussed proposed rule revisions. The committee felt that clarifying language needed to be added to Section 28 commentary that defined a “referral”, as well as “transfer,” which is what the Certification subcommittee proposed. He stated that the committee also had issues with the proposed change to Section 30 which would allow both the 24 hours of assessment and interviewing and the 24 hours of substance abuse characteristics training to be waived if the test were passed in the first year. He stated that the committee did not believe that passing the test was equivalent to receiving the training. He also reported that the committee disagreed with the proposal requiring that the examination be taken within the first year of professional staff employment. He reported that the committee would provide a report, outlining the committee’s objections to certification subcommittee in writing.
2. **Juvenile A/D program** - Judge Perrone reported that the committee is continuing to discuss issues regarding Juvenile programs.
3. **Legislative Update** - Judge Perrone stated that the committee also had discussed pending legislation [House Bill No. 1617] which included the requirement for ignition interlock for first time OVWI offenders as being presumptive during probationary driving periods. The judge stated that the committee, as well as several judges who reviewed the legislation, oppose it as it is currently written.
4. **Access to Program Records Survey** – Ms. Weber discussed the results of the survey on discovery requests and that the committee did not believe that further rule or statutory changes were needed based on the survey results. In the alternative, the committee determined it would make a recommendation for the A/D “Best Practices Manual” currently under construction.

D. Education Subcommittee

2007 Annual Meeting. - Judge Rush distributed copies of the agenda for both the Administrative Meeting and the Annual Meeting to be held February 28, March 1 and 2. He discussed that there would be a session at the administrative meeting, addressing program directors and supervising judges as employers. He stated that there was a varying level of experience in this area and that the committee felt that for more experienced participants this would serve as a refresher course in personnel management.

Questions were raised in regards to why advanced sessions were offered at the end of the meeting. Ms Harmon gave the background on the bonus sessions and stated that they provided in-depth information on advanced topics that were optional and that this was the only time available to schedule the sessions.

E. Association Reports

ICCADS Update – Mr. Burns stated that the Spring Training would be held from April 11 thru April 13, at the Brown County Inn. He also reported that the association was sponsoring a Train the Trainer, for the Change Company Flex module curricula, which is a pre-approved education curricula, on April 11 thru 13 in Bloomington.

IV. NEW BUSINESS

In follow-up to Judge Perrone's report on the pending ignition interlock legislation, see attachment 1, committee members discussed the problem of mandatory, rather than permissive, sentencing options. Because the legislation provides judges with no discretion, and does not take into account the difficulties in enforcement inherent to the devices, members opposed the legislation. Concerns were raised regarding the costs involved and the length of time it takes to get reports. Ms. Seigel was asked as to the position, if any, of the Public Defenders Council and IPAC and it was stated that Steve Johnson had testified against the proposed legislation. Ms. Seigel noted that the legislation was on the calendar in the House Judiciary in the coming week, and asked if anyone would be available to attend the meeting to testify against the legislation. While no committee member was available to attend the hearing, Ms. Seigel assured committee members their position would be shared with members of the Judiciary committee.

There was no other new business.

V. NEXT MEETING 1:00 PM Friday, May 18, Room 1371/73 (13th Floor).

Future 2007 meetings are: Aug. 17, & Nov. 16 at 1:00 PM at IJC

VI. ADJOURNMENT The meeting was adjourned by Judge Gull at 2:25 p.m.